

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

April 1, 1999

DIVISION TWO

B115165 People (Not for Publication)
v.
Rodriguez, et al.

The Court:

The judgment as to each appellant is modified to reflect a \$5,000 fine pursuant to Penal Code section 1202.45, which fine shall be suspended in each case unless that appellant's parole is revoked. As to Rodriguez, the abstract of judgment shall be amended to reflect 675 days of actual custody credit and 101 days of conduct credit for a total of 776 days of presentence credit. As to each appellant, the abstract of judgment shall be amended to reflect a restitution fine of \$5,000 and a parole revocation fine of \$5,000. In all other respects, the judgments are affirmed.

Boren, P.J., Zebrowski, J., Mallano, J. (Assigned)

B112463 People (Not for Publication)
v.
Gharibian, et al.

We direct that the judgment as to defendant husband be modified to impose the mandatory "matching" fine required by sections 1202.45, to be suspended unless the defendant's parole is revoked. In addition, the judgment should be modified to add a \$50 penalty assessment under Penal Code section 1464, and a \$35 penalty assessment under Government Code section 76000. We further direct that the abstract of judgment as to defendant husband be modified to reflect fines and fees ordered by the trial court and by the court of appeal. In all other respects the judgments are affirmed.

Zebrowski, J.

We concur: Boren, P.J.
 Nott, J.

April 1, 1999-Continued

DIVISION TWO (continued)

[illegible]

The judgment is reversed.

Zebrowski, J.

We concur: Nott, Acting P.J.
Mallano, J. (Assigned)

B127237 Eells (Not for Publication)
v.
Dirnfeld & Zelner

The judgments is affirmed. Respondents to recover costs on appeal.

Zebrowski, J.

We concur: Boren, P.J.
Mallano, J. (Assigned)

B123606 Los Angeles County, D.C.S. (Not for Publication)
v.
Jeri P.

The judgment is affirmed.

Zebrowski, J.

We concur: Boren, P.J.
 Nott, J.

DIVISION THREE

B120062 Los Angeles County, D.C.S. (Not for Publication)
v.
Paul R.
In re Jeffrey R.

The disposition order of the juvenile court is reversed because it is dependent on an ambiguous jurisdiction order. The dependency court is directed to (1) vacate its jurisdiction order, (2) issue another jurisdiction order which more clearly states the court's findings as to Father's involvement with the sexual abuse of Jeffrey, and (3) issue another disposition order. A hearing on these new orders is at the discretion of the dependency court.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B099108 Laszlo Logacz, et al. (Not for Publication)
v.
Brea Community Hospital, et al.

The judgment is reversed and the matter is remanded for a new trial on all issues. On remand, this case shall be assigned to a different trial judge. Plaintiffs shall recover their costs on appeal.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

We concur: Kitching, J.
 Aldrich, J.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

April 1, 1999-Continued

DIVISION THREE (continued)

[illegible]

The judgment is affirmed.

Croskey, Acting P.J.

We concur: Kitching, J.
 Petersen, J. (Assigned)

B120992 People (Not for Publication)
v.
Singleton

The judgment is modified to reflect the imposition of a \$200 restitution fine pursuant to Penal Code section 1202.45 and, as modified, is affirmed. The trial court is directed to forward to the Department of Corrections an amended abstract of judgment reflecting the imposition of a \$200 restitution fine pursuant to Penal Code section 1202.4, subdivision (b), and a \$200 restitution fine pursuant to Penal Code section 1202.45.

Croskey, J.

We concur: Klein, P.J.
Petersen, J. (Assigned)

DIVISION THREE (continued)

B112962 People (Not for Publication)
v.
Oliver

The judgment is affirmed, except that the conduct credit award is modified to award appellant a total of 50 days conduct credit pursuant to Penal Code section 4019. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy thereof to the Department of Corrections.

Croskey, J.

We concur: Klein, P.J.
Aldrich, J.

B119321 People (Not for Publication)
v.
Loy

The judgment is reversed with respect to imposition of consecutive sentences on Counts 1,2 and 4, and the matter is remanded for further proceedings consistent with the views expressed in this opinion. In all other respects, the judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
Petersen, J. (Assigned)

DIVISION THREE (continued)

B118389 People (Not for Publication)
v.
Huerta

The judgment is modified to reflect, as to each defendant: (1) a \$200 restitution fine pursuant to section 1202.4, subdivision (b); (2) a \$200 fine pursuant to section 1202.45, the latter fine to be suspended unless each defendant's parole is revoked; (3) a state penalty assessment of \$1000 pursuant to section 1464; and (4) a county penalty assessment of \$700 as required by Government Code section 76000. The clerk of the Superior Court is directed to amend the abstract of judgment to the Department of Corrections. In all other respects, the judgment is affirmed.

Croskey, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

B118734 People
v.
Mendivil

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment).

DIVISION FIVE

B125509 People (Not for Publication)
v.
Enrique Sanchez

The judgment is modified to impose a \$200 restitution fine pursuant to section 1202.45, to remain suspended unless and until defendant violates parole. The judgment is further modified to reflect 152 days of actual presentence custody credit, and 76 days of conduct credit, for a total of 228 days of presentence custody credit. In all other respects, the judgment is affirmed.

Turner, P.J.

We concur: Grignon, J.
Godoy Perez, J.

B115784 Donald F. Hogans
v.
United Franchise Owners et al.

Filed order denying petition for rehearing.

DIVISION SIX

B118604 Inwood (Not for Publication)
v.
Harry A. Levinson Trust

The judgment is affirmed. Respondent Inwood is awarded costs and attorney's fees on appeal in an amount to be determined by the trial court.

Coffee, J.

We concur: Gilbert, Acting P.J.
 Yegan, J.

April 1, 1999-Continued

DIVISION SIX (continued)

B125140 People (Not for Publication)
v.
Washington

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, Acting P.J.
 Coffee, J.

B118848 King (Not for Publication)
v.
King

Filed order modifying opinion. (No change in the judgment)

DIVISION SEVEN

B122483 Pacific Indemnity Company
v.
American Motorists Ins. Co.

Filed order denying petition for rehearing.

B122909 Vickers
v.
Getgood

Filed order denying petition for rehearing.